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BEFORE THE ARIZONA CORPORATION COMMISSION

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DOUG LITTLE - Chairman  
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AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

JUN 7 2016

DOCKETED BY

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IN THE MATTER OF THE APPLICATION OF  
TUCSON ELECTRIC POWER COMPANY FOR  
APPROVAL OF ITS 2016 RENEWABLE ENERGY  
STANDARD IMPLEMENTATION PLAN.

DOCKET NO. E-01933A-15-0239

IN THE MATTER OF THE APPLICATION OF  
TUCSON ELECTRIC POWER COMPANY FOR  
THE ESTABLISHMENT OF JUST AND  
REASONABLE RATES AND CHARGES  
DESIGNED TO REALIZE A REASONABLE RATE  
OF RETURN ON THE FAIR VALUE OF THE  
PROPERTIES OF TUCSON ELECTRIC POWER  
COMPANY DEVOTED TO ITS OPERATIONS  
THROUGHOUT THE STATE OF ARIZONA AND  
FOR RELATED APPROVALS.

DOCKET NO. E-01933A-15-0322

**PROCEDURAL ORDER**  
**(Grants Admission Pro Hac Vice,**  
**Grants Consent to Service by Email,**  
**and Grants Substitution of Counsel)**

BY THE COMMISSION:

On November 5, 2015, Tucson Electric Power Company ("TEP" or Company") filed an Application with the Arizona Corporation Commission ("Commission") for a rate increase.

On March 31, 2016, Energy Freedom Coalition of America ("EFCA") consented to receive service by Email and has complied with the procedures established to receive service by Email.

On April 28, 2016, the Department of Defense and Federal and Executive Agencies ("DOD/FEA") filed a request to intervene in this matter, and consented to service by Email. Intervention was granted to the DOD/FEA on May 11, 2016, and DOD/FEA has complied with the procedures to receive service by Email.

Also on April 28, 2016, pursuant to Arizona Supreme Court Rule 39, Karen White, an attorney for DOD/FEA filed a Motion to Associate Counsel *Pro Hac Vice* for Kyle J. Smith.<sup>1</sup> The Motion lists Ms. White as the designated member of the Arizona State Bar with whom communications may be made and upon whom papers should be served. Attached to the Motion is a copy of the verified

<sup>1</sup> DOD/FEA was granted intervention on May 11, 2016.

Application for Appearance *Pro Hac Vice* filed with the State Bar of Arizona for Mr. Smith; a copy of the certificate of good standing from the jurisdictions in which he has been admitted to practice law. On May 19, 2016, DoD/FEA filed Notice of Receipt of Complete Application, which attached a copy of the Notice of Receipt of Complete Application from the State Bar of Arizona.

In the discretion of the Commission, Mr. Smith should be permitted to appear and participate in the above-captioned matter on behalf of DoD/FEA.

On May 26, 2016, SOLON Corporation ("SOLON") filed an Application for Substitution of Counsel, seeking to replace the Rose Law Group, PC with Gammage & Burnham and the Law Offices of Michele Van Quathem, PLLC.

IT IS THEREFOR ORDERED that **Kyle J. Smith** shall be **admitted *pro hac vice*** in the above-captioned matter.

IT IS FURTHER ORDERED that Mr. Smith's physical and Email addresses for service of papers and other communication shall be:

Kyle J. Smith  
9275 Gunston Road ( JALS RL/IP)  
Suite 1300  
Fort Belvoir, VA 22060  
[kyle.j.smith124.civ@mail.mil](mailto:kyle.j.smith124.civ@mail.mil)

IT IS FURTHER ORDERED that the physical and Email addresses for service of papers and other communication for the Arizona-licensed attorney designated as local counsel for DoD/FEA, Karen White, shall be:

Karen White  
139 Barnes Drive  
Suite 1  
Tyndall Air Force Base, FL 32401  
[karen.white.13@us.af.mil](mailto:karen.white.13@us.af.mil)

IT IS FURTHER ORDERED that the request by **DOD/FEA and EFCA** to receive service of all filings in this docket, including **all filings by parties and all Procedural Orders and Recommended Opinions and Orders/Recommended Orders issued by the Commission's Hearing Division**, via their designated email addresses rather than via U.S. Mail, is hereby approved.

1 IT IS FURTHER ORDERED that a party's election to receive service of all filings in this matter  
2 via email does not change the requirement that all filings with the Commission's Docket Control must  
3 be made in hard copy and must include an original and 13 copies.

4 IT IS FURTHER ORDERED that the service shall be updated to reflect the following counsel  
5 are representing SOLON:

6 Camila Alarcon  
7 Gammage & Burnham, PLC  
8 Two N. Central Ave., 15<sup>th</sup> Floor  
9 Phoenix, AS 85004

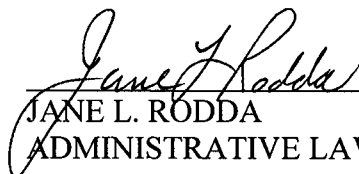
10 Michele L. Van Quathem  
11 Law Office of Michele Van Quathem, PLLC  
12 7600 N. 15<sup>th</sup> St. Suite 150-30  
13 Phoenix, AZ 85020

14 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance  
15 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the  
16 Rules of the Arizona Supreme Court). Representation before the Commission includes the obligation  
17 to appear at all hearings and procedural conferences, as well as all Open Meetings for which the matter  
18 is scheduled for discussion, unless counsel has previously been granted permission to withdraw by the  
19 Administrative Law Judge.

20 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized  
21 Communications) applies to this proceeding and shall remain in effect until the Commission's Decision  
22 in this matter is final and non-appealable.

23 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend, or  
24 waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at  
25 hearing.

26 DATED this 7<sup>th</sup> day of June, 2016.

27  
28  
  
JANE L. RODDA  
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/mailed  
this 7<sup>th</sup> day of June, 2016 to:

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